

LAW OFFICE OF TODD D. LERAS  
Todd D. Leras, CA SBN 145666  
455 Capitol Mall, Suite 802  
Sacramento, California 95814  
(916) 504-3933  
[toddleras@gmail.com](mailto:toddleras@gmail.com)  
Attorney for Defendant  
CLAYTON HOWARD

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
vs.  
  
CLAYTON HOWARD,  
  
Defendant.

Case No.: 2:20-cr-090 MCE

STIPULATION AND ORDER  
CONTINUING STATUS CONFERENCE  
AND EXCLUDING TIME UNDER THE  
SPEEDY TRIAL ACT

Date: August 27, 2020  
Time: 10:00 a.m.  
Court: Hon. Morrison C. England, Jr.

Plaintiff United States of America by and through Assistant United States Attorney  
Cameron Desmond, and Attorney Todd Leras on behalf of Defendant Clayton Howard, stipulate  
as follows:

1. This matter is presently set for an initial status conference on August 27, 2020. By  
this stipulation, Defendant Howard moves to continue the status conference to  
October 29, 2020.

ORDER CONTINUING STATUS  
CONFERENCE

- 1 2. This case involves a felon in possession of ammunition charge stemming from  
2 execution of a search warrant in San Joaquin County. Defendant appeared for  
3 arraignment on the charge contained in the Indictment on July 15, 2020. The  
4 government has provided written reports related to execution of the search warrant to  
5 defense counsel as discovery materials.  
6
- 7 3. Defense investigation of this matter has been hampered due to measures taken by  
8 federal and state authorities in response to the COVID-19 pandemic. Defendant  
9 Howard therefore requests to continue this matter to October 29, 2020.  
10
- 11 4. Defendant Howard is being held in pre-trial detention at the Sacramento County Main  
12 Jail. Since the time of his arrest General Order 620 has imposed public access  
13 restrictions to federal courthouses in the district indefinitely until further notice.  
14
- 15 5. Given the need for additional time to conduct defense investigation, Defendant  
16 Howard requests to continue the status conference in this matter to October 29, 2020,  
17 at 10:00 a.m., and to exclude time between August 27, 2020 and October 29, 2020,  
18 inclusive, under Local Code T-4. The United States does not oppose this request.  
19
- 20 6. Attorney Todd Leras represents and believes that failure to grant additional time as  
21 requested would deny Defendant Howard the reasonable time necessary for effective  
22 preparation, considering the exercise of due diligence.  
23
- 24 7. Based on the above-stated facts, Defendant Howard requests that the Court find that  
25 the ends of justice served by continuing the case as requested outweigh the best  
26 interest of the public and the Defendant in a trial within the time prescribed by the  
27 Speedy Trial Act.

28 ORDER CONTINUING STATUS  
CONFERENCE

- 1 8. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et*  
2 *seq.*, within which trial must commence, the time period of August 27, 2020 to  
3 October 29, 2020, inclusive, is deemed excludable pursuant to 18 U.S.C. §  
4 3161(h)(7)(A), and (B) (iv) [Local Code T-4] because it results from a continuance  
5 granted by the Court at Defendant Howard's request on the basis that the ends of  
6 justice served by taking such action outweigh the best interest of the public and the  
7 Defendant in a speedy trial.  
8  
9 9. Nothing in this stipulation and order shall preclude a finding that other provisions of  
10 the Speedy Trial Act dictate that additional time periods are excludable from the  
11 period within which a trial must commence.  
12

13 Assistant U.S. Attorney Cameron Desmond has reviewed this proposed order and  
14 authorized Todd Leras via email to sign it on her behalf.  
15

16 DATED: August 21, 2020

MCGREGOR W. SCOTT  
United States Attorney

17  
18 By /s/ Todd D. Leras for  
CAMERON DESMOND  
19 Assistant United States Attorney

20 DATED: August 21, 2020

21 By /s/ Todd D. Leras  
TODD D. LERAS  
22 Attorney for Defendant  
23 CLAYTON HOWARD  
24  
25  
26  
27

28 ORDER CONTINUING STATUS  
CONFERENCE

**ORDER**

It is hereby ordered that the status conference in this matter, scheduled for August 27, 2020, is VACATED and CONTINUED to October 29, 2020, at 10:00 a.m. The Court further finds, based on the representations of the parties and Defendant Howard's request, that the ends of justice served by granting the continuance outweigh the best interests of the public and the Defendant in a speedy trial. Time shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(B)(iv) and Local Code T-4, to allow necessary attorney preparation taking into consideration the exercise of due diligence for the period from August 27, 2020, up to and including October 29, 2020.

IT IS SO ORDERED.

DATED: AUGUST 25, 2020



MORRISON C. ENGLAND, JR.  
SENIOR UNITED STATES DISTRICT JUDGE

ORDER CONTINUING STATUS  
CONFERENCE